

Appl. No. : 10/692,532
Applicant : Dale K. Hitt
Filed : Oct. 24, 2003
TC/A.U. :
Examiner :



Confirmation No. 1145

Docket No. : DSI-P100
Customer No. :

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

DECLARATION

Sir:

I, Dale K. Hitt, declare as follows:

1. That I am a named inventor in the above-referenced U.S. Patent Application No. 10/692,532, hereinafter cited as the '532 application.
2. That I did not receive the original Office Action *Notice to File Corrected Application Papers*, mailed on September 28, 2004 of the '532 application, hereinafter cited as the Office Action.
3. That I have searched the file jacket of the '532 application for the period of two months following the mailing date of the Office Action, which are October and November, 2004, and did not find the Office Action.
4. That I runs a small start up company and the mailing address for the '532 application is 5655 Silver Creek Valley Road, PMB#434, San Jose, CA 95138.
5. That I only have less than 10 U.S. patent applications, and therefore I do not have a formal file docket system as required as the documentary proof of the nonreceipt of the Office Action.
6. That I have received other U.S. patent application correspondence at the current address for the since September 2004. Prior to September 2004, our previous patent attorneys received correspondence [Patent Law Group, 2635 North First Street, Suite 223, San Jose,

CA 95134]. Our previous patent attorney was terminated in September 2004.

7. That I have searched all my mails and correspondence for the period of two months following the mailing date of the Office Action, which are October and November, 2004 and did not find the Office Action.
8. That the above statements were made with the knowledge that willful false statements may jeopardize the validity of this application or any patent resulting therefrom.

8/14/05
Date

Dale K. Hitt
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